

Appl. No. 09/712,935
Amdt. dated March 22, 2005
Reply to Notice of March 4, 2005


REMARKS

The Notice of Non-Compliant Amendment stated that February 4, 2005 Amendment was non-compliant because the text of claims 2, 4, 6, 10, 13, and 15-19 were not presented in the listing of claims. However, as can be seen from the above listing copied from the February 4, 2005 Amendment, all of these claims were canceled. The Patent Office instructed practitioners that claims that are canceled shall be so indicated with a status identifier "canceled" and "the text of the claim must not be presented" (emphasis added). These instructions were provided for example in the 6/30/03 flyer mailed with all Office Actions discussing the revised amendment practice under changed 37 CFR 1.121 effective July 30, 2003. Hence, Applicants believe the February 4, 2005 Amendment was compliant and requests that the Amendment be entered and considered by the Examiner.

No fees are believed to be required with the Response but should any be required, please charge them to Deposit Account 50-1123.

Respectfully submitted,

March 22, 2005


Kent Lembke, Reg. No. 44,866
HOGAN & HARTSON LLP
1200 17th Street, Suite 1500
Denver, Colorado 80202
Telephone: (720) 406-5378
Facsimile: (303) 899-7333